

Customer No. 28880

APR 19 2006

Confirmation No. 6903

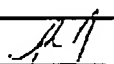
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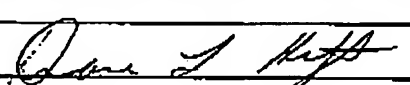
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TRANSMITTAL FORM	Application Number	10/717.237	
	Filing Date	November 19, 2003	
	First Named Inventor	Jackson B. Hester, Jr. et al.	
	An Unit	1626	
	Examiner Name	Ebenezer O. Sackey	
(to be used for all correspondence after initial filing)		Attorney Docket Number	PC27029A
Total Number of Pages in This Submission		3	

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please identify below):
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Date	April 19, 2006	Reg. No.	48,412

CERTIFICATE OF TRANSMISSION/MAILING			
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Signature			
Typed or printed name	Diane L. Herzler	Date	April 19, 2006

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USPTO Fax No. 571-273-8300

USSN: 10/717,237

APR 19 2006

Ref. No. 27029 (prev. 00587.US1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Appl. No.: 10/717,237 Confirmation No. 6903

Applicant: Jackson B. Hester, Jr., et al.

Filing Date: November 19, 2003

Art Unit: 1626

Examiner: Ebenezer O. Sackey

Docket No: 027029

Mail Stop
Commissioner for Patent
P.O. Box 1450
Alexandria, VA 22313-1450**RESPONSE TO RESTRICTION REQUIREMENT**

Dear Sir:

This communication is responsive to an Office Action dated March 24, 2006, imposing a restriction requirement in the above-referenced application. The shortened one-month statutory period is set to expire on April 24, 2006. Accordingly, applicants believe this communication is timely filed. Applicants believe that no additional fee is required for acceptance of this communication. However, should any fees be required, the Patent Office is hereby authorized to charge such fees to Deposit Account No. 23-0455. Applicants likewise believe that no extension of time is required for acceptance of this communication. However, should a petition for extension of time be required for acceptance of this communication, applicants hereby petition for any extensions of time required for timely acceptance of the papers submitted herewith under 37 C.F.R. §1.136, and authorize payment of such extension fees to Deposit Account No. 23-0455.

In response to the restriction requirement, applicants provisionally elect the claims of Group I, claims 1-35 and 40 drawn to compounds and compositions and elect the compound N-[[[(5S)-3-{3-Fluoro-4-[4-[(4-methylpiperazin-1-yl)methyl]phenoxy}acetyl)piperazin-1-yl]phenyl]-2-oxo-1,3-oxazolidin-5-yl)methyl]acetamide, compound 39 from Example 12, for search purposes.